



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

290 BROADWAY

NEW YORK, NEW YORK 10007-1866

JUL 17 2014

VIA OVERNIGHT DELIVERY

Peter A. Bottoni, President
Unimatic Manufacturing Corporation
c/o David J. Ritter, Esq.
Brach Eichler, LLC
101 Eisenhower Parkway
Roseland, New Jersey 07068

Re: Notice of Potential Liability and Intent to Conduct Remedial Investigation
and Feasibility Study at the Unimatic Manufacturing Corporation Site
25 Sherwood Lane, Fairfield, Essex County, New Jersey

Dear Mr. Bottoni:

Under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. §§ 9601-9675, commonly known as the federal "Superfund" law, the U.S. Environmental Protection Agency ("EPA") is responsible for responding to the release or threat of release of hazardous substances, pollutants or contaminants into the environment – that is, for stopping further contamination from occurring and for cleaning up or otherwise addressing any contamination that has already occurred. EPA has documented that releases of polychlorinated biphenyls ("PCBs") have occurred at the Unimatic Manufacturing Corporation Site ("Site") located at 25 Sherwood Lane in Fairfield, New Jersey. The Site was listed on the National Priorities List ("NPL") on June 11, 2014, 79 Fed. Reg. 26853 (May 12, 2014). EPA plans to conduct a Remedial Investigation and Feasibility Study ("RI/FS") to determine the nature and extent of contamination at the Site and recommend possible remedial actions. Based on information presently available to EPA and consistent with our letter to you of January 9, 2014, EPA has determined that Unimatic Manufacturing Corporation ("Unimatic") is responsible under CERCLA for cleanup of the Site and/or for EPA's response costs.

Explanation of Potential Liability

Under Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), potentially responsible parties ("PRPs") may be held liable for all costs incurred by the EPA (including interest) in responding to any release or threatened release of hazardous substances at the Site. PRPs include current and former owners and operators of the Site, as well as persons who arranged for treatment and/or

disposal of any hazardous substances found at the Site, and persons who accepted hazardous substances for transport and selected the Site to which the hazardous substances were delivered.

Based on the information available at this time, EPA believes that Unimatic may be liable under Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), with respect to the Site, as a past owner and/or operator of the Site.

Initiation of RI/FS

Now that the Site has been listed on the NPL, EPA intends to conduct an RI/FS of the Site to determine the nature and extent of contamination and recommend possible remedial actions. Given Unimatic's claims that it is unable to pay for the cleanup of the Site, EPA intends to perform the RI/FS itself and recoup its costs from Unimatic. If anything has changed regarding Unimatic's financial status or its ability to pay for the cleanup, please notify us immediately.

Some or all of the costs associated with this notice may be covered by current or past insurance policies issued to Unimatic. Most insurance policies will require that you timely notify your carrier(s) of a claim against you. To evaluate whether you should notify your insurance carrier(s) of this demand, you may wish to review current and past policies, beginning with the date of your involvement with the Site, up to the present. Coverage depends on many factors, such as the language of the particular policy and state law.

Resources and Information for Small Businesses

As you may be aware, on January 11, 2002, the Superfund Small Business Liability Relief and Brownfields Revitalization Act was signed into law. This Act contains several exemptions and defenses to CERCLA liability, which we suggest that all parties evaluate. You may obtain a copy of the law via the Internet at <http://www.epa.gov/swerosps/bf/sblrbra.htm> and review EPA guidance regarding these exemptions at <http://www.epa.gov/compliance/resources/policies/cleanup/superfund>.

EPA has created a number of helpful resources for small businesses. EPA has established the National Compliance Assistance Clearinghouse as well as Compliance Assistance Centers which offer various forms of resources to small businesses. You may inquire about these resources at www.epa.gov. In addition, the EPA Small Business Ombudsman may be contacted at www.epa.gov/sbo. Finally, EPA developed a fact sheet about the Small Business Regulatory Enforcement Fairness Act, which is enclosed with this letter.

Any response to this letter should be directed to:

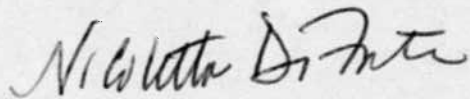
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Please note that, because EPA has a potential claim against Unimatic, you must include EPA as a creditor if you file for bankruptcy. EPA reserves the right to file a proof of claim or an application for reimbursement of administrative expenses.

If you have any questions regarding this letter, please contact Trevor Anderson at (212) 637-4425. Any questions posed by counsel, should be directed to Assistant Regional Counsel Gerard Burke at (212) 637-3120.

Sincerely yours,



Nicoletta DiForte
Senior Enforcement Policy Advisor
Emergency and Remedial Response Division

Enclosures

cc: Cardean, LLC
William J. Friedman, Esq.
Marc D. Policastro, Esq.
Paul H. Schneider, Esq.
Frances B. Stella, Esq.